

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**



In the Matter of)
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)

Schering-Plough Corporation,
a corporation,)
)

Upsher-Smith Laboratories,
a corporation,)
)

and)
)

American Home Products Corporation,
a corporation.)
)
_____)

Docket No. 9297

TO: The Honorable D. Michael Chappell
Administrative Law Judge

**SCHERING-PLOUGH CORPORATION'S REQUEST
FOR ORAL HEARING ON MOTION TO DISMISS**

Schering-Plough Corporation ("Schering") hereby respectfully requests an oral hearing on its Motion for Partial Dismissal of the Complaint, filed on June 7, 2001. Briefing on the motion has been completed, with Schering submitting its reply brief on July 6, 2001. Schering now requests that the Court hold oral argument on the motion, to allow Schering and Complaint Counsel to present their legal positions, and answer directly any questions the Court may have about the parties' respective positions. Schering believes that oral argument will be helpful to the Court in ruling on Schering's motion, and is particularly appropriate given the potentially dispositive nature of the motion.

Schering requests the oral hearing take place at a date and time convenient to the Court. Schering suggests that the hearing take place on July 25, 2001, the date currently set aside for a status conference in this case.

Respectfully submitted,

_____

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Dated: July 10, 2001

CERTIFICATE OF SERVICE

I hereby certify that this 10th day of July, 2001, I caused an original, one paper copy and an electronic copy of the foregoing Schering-Plough Corporation's Request for Oral Hearing on its Motion for Partial Dismissal to be filed with the Secretary of the Commission, and that two paper copies and an electronic copy were served by hand upon:

Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
Room 104
600 Pennsylvania Avenue, N.W.
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and one paper copy was hand delivered upon:

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